1879-80. Fb.No. 41 of 79.
(R.R.). Serial.No. 1.

Sub: Treatment of Kayamgutta
Villages, Motabashidevana-
-halli Taluk & Basabattana
-halli Hoskote Taluk
as defects Kayamgutta
tenure.

P.T. 2/81

G. R. S. IX-5]

Previous references. 1879 - 1880

192 .

(L. R.)

Later references.

File No. 41879

Serial Nos. 1

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 September 1879

Major ~~Part~~ B for January 1880.

SUBJECT.

Treatment of Kaiyumgutta villages Metoba-lu, Devanhalli Taluk and Basabattanhalli Hoskot Taluk as defacto Kaiyumgutta Town.

WD 2233—GPE—20,000—14-6-20

Wdrawd

1879.

GOVERNMENT OF MYSORE.

REVENUE DEPARTMENT.

REVENUE.

To { The Survey and Inam Commissioner.
„ Supt. of Inam Settlements.
„ Commrs. of Ashtagram and Nagar Divisions.
„ Dy. Commrs. of Districts.

Dated 5th September.
Despatched 13/15
Received 17/15

Genl. No. 2765-76.
Rev. „ 490.

Encls. to Survey & Inam
4. { 2 Petitions from Inam
{ 2 Village Registe

x Inv. 30439 of 14 Sept

Villages of Motabarlu in the Devanhalli Taluk and Basabattanhalli in the Hoskote Taluk.—Directs that they be regarded as *de facto* Kayamgutta tenures and converted into such valid grants at enhanced rates of assessment.

23
23

Mysore Govt. Press, Bangalore.—8-9-79.—50.

Proceedings of the Chief Commissioner of Mysore in the Revenue Department, (Revenue, Agriculture and Commerce),—dated 5th September 1879.

READ—

Memoranda by the Survey and Inam Commissioner of Mysore, Nos. 1058 and 1059 of the 23rd September 1878, submitting copies of the letters of the Kayamgutta villages of Motabarlu in the Devanhalli Taluk and Basabattanhalli in the Hoskote Taluk, and soliciting orders as to their final disposal.

Letter from the Superintendent of Inam Settlements, No. 7, dated the 17th April 1879.

No. 2765-76—REV. 490, DATED BANGALORE, 5TH SEPTEMBER 1879.

ORDER THEREON.—The villages of Motabarlu and Basabattanhalli under notice appear to have been originally given on Shrayam or progressive rent under orders which provide that the maximum rent fixed should thereafter continue to be levied; but no formal orders fixing such maximum rent as the Kayamgutta, or permanent assessment, were obtained by the grantee.

2. From the Maha Raja's order to Kuzdar Timmapparaje Ars, dated 8th December 1829, it is clearly to be inferred that these Shrayam grants, which were made with the view of bringing waste land under cultivation, were generally intended to be converted into Kayamgutta, on the attaining the maximum rent; but until this was actually done by a formal order, the tenure to such a Kayamgutta tenure cannot be considered complete,—for the assessment must have been liable to further examination and revision, on the occasion of issuing the final order. But as a matter of fact the villages in question have been ever since they attained the maximum rent practically enjoyed on a fixed rent, and have been treated as Kayamgutta and included in the Kayamgutta accounts of 1835 and subsequent years.—They may therefore be regarded as *de facto* Kayamgutta tenures which are not of recent unauthorized origin, nor have originated in fraud; their title, however being defective and incomplete, they may properly be charged with an additional assessment equal to one-half of their net value, and at such enhanced rent convert into valid Kayamgutta tenures. This additional half assessment must be charged in every case of a *de facto* Kayamgutta tenure the title to which is simply imperfect as above, but not fraudulent, and which does not rest on a formal Kayamgutta Sannad from the late Maha Raja himself.

3. It is to be clearly understood that these Kayamgutta settlements relate only to the land revenue, and convey no title to Sayer, Abkari, Sandal or any other items, unless the special sanction of the Commissioner be obtained in cases in which there may be occasion for it.

C. RANGACHARLU,
Revenue Secretary.

To—The Survey and Inam Commissioner, with papers received from him, — 1 — 1
" Superintendent of Inam Settlements, — 1 — 3
" Commissioners of Ashtagram and Nagar Divisions, — 2 — 2
" Deputy Commissioners of Districts, — 8 — 24 @ 3
12 30
42
With draft 1
Reserve — 7
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L.R.41-79-1

1879.

From

To The Survey & Inam Comr.
" Supdt. of Inam Settlements
" Commrs. of Ashtagram and Nagar Divisions
" Dy. Commrs. of Districts

Dated 5th
Despatched
Received } September

Enclosures No.

General No. 2765-76
R. No. 490

Villages of Motabarlu in the Devanhalli Taluk & Basabattanhally in the Hoskote taluk. Directs that they be regarded as de facto Kayemgutta tenures and converted into such valid & enhanced rates of assessment.

Rd 5-9-79

One Page.

Ed Co

Revenue Dept.

Read:—

Memo.a by the Survey and Inam Commissioner of Mysore, No.s 1058 & 1059 of the 23d September 1878, submitting copies of the registers of the Kayemgotta villages of Motabarlu in the Devanhally Taluk and Basabattanhally in the Hoskota Taluk, and soliciting orders as to their final disposal.

Letter from the Superintendent of Inam Settlements, No.7 dated the 17th April 1879.

BG 4/9

Order thereon.—

The villages of Motabarlu and Basabattanhally under notice appear to have been originally given on Shrayam or progressive orders

No. 2765-76 dated
R. 490
Bangalore 5th
September 79

Bcm

which provide that the maximum rent attained should thereafter continue to be levied; but no formal orders fixing such maximum rent as the Kayemeutta, or permanent assessment, were obtained by the grantee.

2. From the Maha Rajah's order to Fowzdar Thimmappa Raje Urs dated 8th December 1829, it is clearly to be inferred that these Shrayam grants, which were made with the view of bringing waste lands under cultivation, were generally intended to be converted into Kayemeutta, but until this was actually done by a formal order, the title to such a Kayemeutta tenure cannot be considered complete, —

But as a matter of fact on their reaching the maximum rent,

for as the assessment would have been liable to further examination and revision on the occasion of issuing such final order in question but the villages have been even since practically enjoyed on a fixed rent, and they claimed the max: rent have been included in the Kayemeutta accounts of 1835, and treated as Kayemeutta of subsequent years.— They may therefore be regarded as de facto Kayemeutta tenures which are not of recent unauthorized origin, nor have originated in fraud; however their title is defective and incomplete, they may properly be charged with an additional assessment

equal to one half of their net value, and al such Enhanced rent converted into valid Kayquegutta tenures.

This additional half assessment must be charged in every case of a de facto Kayquegutta tenure the title to which is simply incomplete as above, but not fraudulent, and which does not rest on a formal Kayquegutta Sannad, from the late Maha Rajah himself.

3. It is to be clearly understood that these Kayquegutta settlements relate only to the land revenue, and convey no rights to Sayer, Abkari, Sandal or any other items. unless ~~ended~~ the special sanction of the Chief Comm.r was obtained in cases in which there may be occasion for it. R

Draft for approval.

Print

Rev Secy.

To The Survey & Enam Comm.r.
" The Supt. of Inam Settl.ts.

with the papers rec.d from him

*To. The Comm.r of Ashm & Kaijadus
The D.y Comm.r of Do.